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Attorney Docket No. P 28993

10561041 - GAU: 10561041

Application No. 10/561,041

*10561041*  
*10000*



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Atsushi Miyawaki et al.

Group Art Unit: Unknown

Serial No : 10/561,041  
(National Stage of PCT/JP2004/008786)

Examiner: Unknown

Filed : December 16, 2005

For : FLUORESCENT PROTEIN AND PIGMENT PROTEIN

**INFORMATION DISCLOSURE STATEMENT**

Commissioner of Patents  
U.S. Patent and Trademark Office  
Customer Service Window, Mail Stop AMENDMENT  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

Sir:

In accordance with the duty of disclosure under 37 C.F.R. 1.56, 1.97, and 1.98, Applicants hereby bring the following information to the attention of the Examiner, which includes information cited and discussed in the specification, the International Search Report issued in connection with counterpart International Application No. JP2004/008786. Copies of the International Search Report (in English and Japanese) and the International Preliminary Report on Patentability (Japanese), were enclosed with the papers when entering the National Stage on December 16, 2005. An English language version of the International Preliminary Report on Patentability is enclosed herewith. The Examiner is invited to review these materials to inspect the relevance indicated during international examination with respect to the documents cited therein.

Documents cited in the International Search Report and International

Report on Patentability:

WO 03/042401 A2;

WO 01/027150 A2;

WO 02/068459 A2;

U.S. Application Publication No. 2002/0197676 A1, which is identified in the International Search report as a family member of WO 02/068459 A2;

U.S. Application Publication No. 2003/0022287 A1, which is identified in the International Search report as a family member of WO 02/068459 A2;

WO 00/34318 A1;

JP 2002-531146 A;

WO 00/34526 A1, which is identified in the International Search report as a family member of JP 2002-531146;

WO 00/34320 A1;

WO 02/090535 A1;

U.S. Application Publication No. 2003/0149254 A1, which is identified in the International Search report as a family member of WO 02/090535;

U.S. Application Publication No. 2004/0002056 A1, which is identified in the International Search report as a family member of WO 02/090535;

WO 00/34319 A1;

WO 02/096924 A1;

WO 03/033693 A1;

Applicant's copending and commonly assigned U.S. Application No. 10/492,081, published as 2005/0106661, which is a family member of WO 03/033693; and

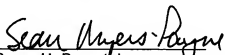
WO 00/34321 A1

The Examiner is accordingly requested to consider each of these documents, and to make them of record in this application by initialing in the appropriate spaces on the Form PTO-1449. Applicants respectfully request that the Examiner include a copy of the initialed Form PTO-1449 with the next communication from the U.S. Patent and Trademark Office.

In accordance with 37 C.F.R. 1.97(b)(1), this Information Disclosure Statement is filed before the mailing of a first Office Action on the merits. Accordingly, no fees are required.

Should there be any questions, the Examiner is invited to contact the undersigned at the below listed telephone number.

Respectfully submitted,  
Atsushi Miyawaki et al.

  
Bruce H. Bernstein  
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August 17, 2006  
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FORM PTO-1449

U.S. Department of Commerce  
Patent and Trademark Office

Atty. Docket No.  
P28993

Application No.  
10/561,041

INFORMATION DISCLOSURE STATEMENT  
BY APPLICANT  
(Use several sheets if necessary)

Applicant  
**Atsushi Miyawaki et al.**

Filing Date  
December 16, 2005

Group  
Unknown

## U.S. PATENT DOCUMENTS

| INITIAL | DOCUMENT NUMBER | DATE | NAME | CLASS | SUBCLASS | FILING DATE<br>IF APPROPRIATE |
|---------|-----------------|------|------|-------|----------|-------------------------------|
|         |                 |      |      |       |          |                               |
|         |                 |      |      |       |          |                               |
|         |                 |      |      |       |          |                               |
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|         |                 |      |      |       |          |                               |
|         |                 |      |      |       |          |                               |
|         |                 |      |      |       |          |                               |

## FOREIGN PATENT DOCUMENTS

|      |   | DOCUMENT NUMBER | DATE     | COUNTRY  | CLASS | SUBCLASS | TRANSLATION<br>YES NO |
|------|---|-----------------|----------|----------|-------|----------|-----------------------|
| 03   | / | 0 4 2 4 01      | 05/22/03 | W.I.P.O. |       |          |                       |
| 01   | / | 0 2 7 1 5 0     | 04/19/01 | W.I.P.O. |       |          |                       |
| 02   | / | 0 6 8 4 5 9     | 09/06/02 | W.I.P.O. |       |          |                       |
| 00   | / | 3 4 3 1 8       | 06/15/00 | W.I.P.O. |       |          |                       |
| 2002 | - | 5 3 1 1 4 6     | 09/24/02 | JAPAN    |       |          |                       |
| 00   | / | 3 4 5 2 6       | 06/15/00 | W.I.P.O. |       |          |                       |
| 00   | / | 3 4 3 2 0       | 06/15/00 | W.I.P.O. |       |          |                       |
| 02   | / | 0 9 0 5 3 5     | 11/14/02 | W.I.P.O. |       |          |                       |
| 00   | / | 3 4 3 1 9       | 06/15/00 | W.I.P.O. |       |          |                       |
| 02   | / | 0 9 6 9 2 4     | 12/05/02 | W.I.P.O. |       |          |                       |
| 03   | / | 0 3 3 6 9 3     | 04/24/03 | W.I.P.O. |       |          |                       |
| 00   | / | 3 4 3 2 1       | 06/15/00 | W.I.P.O. |       |          |                       |
|      |   |                 |          |          |       |          |                       |
|      |   |                 |          |          |       |          |                       |
|      |   |                 |          |          |       |          |                       |

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

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EXAMINER /Christina Bradley/

DATE CONSIDERED 03/10/2010

\*EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /C.B./